

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Coe) Group Art Unit: 3735
Application No.: 10/524,864)
Filing Date: June 23, 2005) Examiner: Christine D. Hopkins
For: REMOTELY ADJUSTABLE GASTRIC) Confirmation No. 2996
BANDING METHOD) FILED ELECTRONICALLY
)

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.98(d)

Commissioner For Patents
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Information Disclosure Statement dated 01/14/2008, Applicant herewith submits forms PTO SB/08 for consideration by the Examiner, consistent with the provisions of 37 CFR § 1.97 and 1.98. By submitting this Information Disclosure Statement, Applicant makes no admission that any item listed thereupon is material to the patentability of the invention claimed in the above-entitled patent application. Further, Applicant makes no assertion hereby that a search was conducted, or if conducted, that any search was thorough.

This information disclosure statement is submitted after a Notice of Allowance, and thus, pursuant to 37 CFR §1.98(d), the following are submitted:

- (1)A statement specified in 37 CFR §1.98(e); and
- (2)The fee set forth in § 1.17(p)

The statement 37 CFR §1.98(e):

Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this statement.

Applicant respectfully requests that the Examiner indicate consideration of the presently cited references by returning the enclosed Form SB/08 bearing the Examiner's initials and the date considered.

Please charge the fee set forth in § 1.17(p)to Deposit Account No. 01-0885.

Respectfully submitted,

Dated: January 29, 2008

/Debra D. Condino/
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